

IN THE COURT OF JUDICIAL MAGISTRATE FIRST
CLASS, HINGANGHAT

Cri. C. No. 1093/2020

Filed on : 21/02/2022

State through Police Station

--Vs--

Asif Hussain Fida Hussain Ajani

Applicant - Asif Hussain Fida Hussain Ajani,
Aged about 60 Yrs., Occ. Business,
R/o. Ram Mandir Ward, Hinganghat,
Tah. Hinganghat, Dist. Wardha,

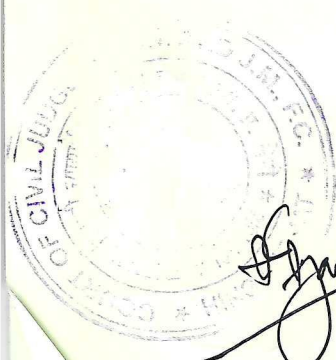
APPLICATION FOR GRANT OF PERMISSION
TO LEAVE COUNTRY

The applicant begs to submit as under;

1) The complainant has filed the complaint before the Police Station, Hinganghat against the accused/applicant U/Sec. 188, 269 & 271 of I.P.C. and Section 51B of disaster Management Act and Section 3 & 4 epidemic diseases Act and Section 3(7) of regional and town planning Act. The present case before this court is pending and is at the stage of appearance before this Hon'ble Court.

2) That during the pendency of the trial, accused/applicant who leaves in Iraq with his family, applicant has organized the religious activities because applicant is the religious person he belongs to Shias (Muslim) community and keeping heartiest faith on religion.

3) For such purposes, i.e. to have a check on his religious activities organized by his family at Iraq and during this tour applicant plan to visit various religious places like Nazaf, Karbala, Kazmain. The accused/applicant needs to leave country and visit



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U.A.P.P.
to 897
22/2/2022
Jmk

copy of application
received today,
time may kindly
be granted to file
reply.

Mr
24/2/22
A.P.P.

Respected Sir,

This application is
strongly opposed as the
application itself is
vague and without any
documentary evidence.

The applicant/accused
had not mentioned about
the grant of visa and
passport so also
documentary evidence
is not filed. Applicant/
accused hidden those
fact willfully & voluntarily.

Under that circumstan-
ces this application
is liable to be rejected.

Mr
24/2/22
A.P.P.

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perused application and say.
Heard. Admittedly on 22/2/2022
the particulars of accused is
recorded vide Exh-16. Now
the matter is captioned for
hearing. Moreover the ld. advocate
for accused is ready to conduct
trial in absent of accused,
he will also not challenge
the identity of accused.

In such circumstances,
the absence of accused
does not create any hindren-
ce in conducting trial. It is
to be noted that every person
including accused has right
of movement anywhere
by virtue of Art. 19 of the
Constitution of India. Thus,
I find substance in the
application. In view of
aforesaid discussion, the
application is hereby
allowed.

Sumit
Goswami